



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

Virginia Ruth PINNEY

Serial No.: 10/579,842

Filed: May 17, 2006

§ Group Art Unit: 1655

For: Compositions effective in altering the
perception of malodor

§ Attorney
§ Docket: 31923

Examiner: Catheryne Chen

ELECTION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the United States Patent and Trademark Office Restriction Action mailed May 7, 2007, which response is being made on or before June 7, 2007 and for which no extension of time fees are due.

ELECTION

Applicant hereby elects Group I, that is to say, claims 1-4, 6, 13, 18, 23, 27-29, 43, 45-46, 49-50, 53, 59, 68, 75, 80, 84, 88, 103, 105, 114, 116, 126 and 155-159.

SELECTION

The Examiner has stated that Applicant must elect a specific combination of plant extracts from those listed in claims 2, 3, 4 and 159. Applicant hereby selects a mixture of five extracts listed in claim 4, namely "...*frankincense, extract of roses, extract of Cananga, extract of Piper, and extract of Bursera*". All claims are readable on this species.

The Examiner has stated that Applicant must elect a specific auxiliary component or a mixture from claims 28, 136, 155. Applicant hereby selects "vanillin" as listed in claim 28. All elected claims are readable on this species. From the non-elected claims, claims 132, 134, 135, 136, 137, 140, 142, 144, 146, 149 and 153 are readable on this species.

The Examiner has stated that Applicant must elect a specific R group from claim 46. Applicant hereby selects "alkyl" as listed in claim 46. All claims are readable on this species.

The Examiner has stated that Applicant must elect a specific carrier from claim 105, 114, 116, 126. Applicant hereby selects "viscous fluid" as listed in claim 116. Claims 1-4, 6, 13, 18, 23, 27-29, 43, 45-46, 49-50, 53, 59, 68, 75, 80, 84, 88, 103, 105, 116, and 155-159 are readable on this species. From the non-elected claims, claims 132, 134, 135, 136, 137, 138, 140, 141, 142, 143, 144, 146, 149 and 153 are readable on this species.

The Examiner has stated that Applicant must elect a specific source or combination from claims 134, 144. Applicant hereby selects "decomposing proteins" as listed in claim 134. Applicant would like to note that all elected claims are readable on this species. From the non-elected claims, claims 132, 134, 135, 136, 137, 138, 140, 141, 142, 143, 146, 149 and 153 are readable on this species.

The Examiner has stated that Applicant must elect a specific location from claims 135, 137, 140. Applicant hereby selects "hospitals" as listed in claim 135 and 137 and 140. Applicant would like to note that all claims are readable on this species.

Applicant reserves the right to file, at a later date, divisional applications claiming priority from the present application which are directed to any one or more of the non-elected Groups.

Applicant would respectfully like to note that it is unclear what the relevance of Benet et al. (US 5,665,386) is to the instant application.

Respectfully submitted,



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Date: June 5, 2007